IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 20TH AUGUST 2007 / 29TH SRAVANA 1929

WP(C).No. 24846 of 2007(G)

PETITIONER:

CHAKKAPPAN, S/O. MATHEW, AGED 59 YEARS,
KELANGATH PUDUSSERY HOUSE, ADUVASSERY P.O.,
KUNNUKARA, ALUVA - VIA., ERNAKULAM DISTRICT.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.K.I.SAGEER

RESPONDENTS:

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1. KUNNUKARA GRAMA PANCHAYAT, REP. BY
ITS SECRETARY, OFFICE OF THE KUNNUKARA GRAMA
PANCHAYAT, KUNNUKARA P.O., ALUVA-VIA.,
ERNAKULAM DISTRICT.

2. THE SECRETARY,
KUNNUKARA GRAMA PANCHAYAT, KUNNUKARA P.O.,
ALUVA-VIA., ERNAKULAM DISTRICT.

3. KUNNUKARA GRAMA PANCHAYAT COMMITTEE,
REP. BY ITS PRESIDENT, KUNNUKARA P.O.,
ALUVA - VIA., ERNAKULAM DISTRICT.

4. THE ASSISTANT ENGINEER,
K.S.E.B. ELECTRICAL SECTION, KUNNUKARA,
ALUVA - VIA., ERNAKULAM DISTRICT.

BY ADV.SRI.P.K.SAJEEV FOR R1
ADV.SRI.P.P.THAJUDEEN FOR K.S.E.B

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	TRUE COPY OF THE RECEIPT DTD. 28-6-07 EVIDENCING THE PAYMENT OF LAND TAX BY THE PETITIONER.
EXT.P2	TRUE COPY OF THE RECEIPT DTD. 26-12-06 ISSUED BY THE PANCHAYAT ON REMITTANCE OF BUILDING TAX FOR THE BUILDING.
EXT.P3	TRUE COPY OF THE NOTICE DTD. 7-7-07 ISSUED BY R2
EXT.P4	TRUE COPY OF THE APPEAL DTD. 6-8-07 FILED BY THE PETITIONER BEFORE R3
EXT.P5	TRUE COPY OF THE PETITION DTD. 6-8-07 FILED ALONG WITH EXT.P4
EXT.P6	TRUE COPY OF THE NOTICE DTD. 31-7-07 ISSUED BY R4

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(C).No. 24846 OF 2007

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Dated this the 20th day of August, 2007

JUDGMENT

Petitioner challenges Ext.P3. Petitioner has preferred Ext.P4 appeal before the Panchayat Committee. I heard learned counsel for the Panchayat and the learned counsel for the Electricity Board also.

In view of the fact that as against Ext.P3 petitioner has already approached the Panchayat Committee, the writ petition is disposed of directing the third respondent to consider and take a decision on Ext.P4 after hearing the petitioner within a period of two months from the date of receipt of a copy of this judgment. In order to facilitate the petitioner to approach the appellate body, Ext.P3 will be kept in abeyance for the period of three weeks from today. Ext.P6 will also be kept in abeyance for a period of three weeks from today. Thereafter it is for the petitioner to seek interim relief from the appellate body.

(K.M.JOSEPH, JUDGE)

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